

RECEIVED
CENTRAL FAX CENTER

16167424366

14 / 14

APR 07 2005

**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)
PHB 34,268D

In re Application of: TIMOTHY J. MOULSLEY

Application No. 10702,139

Filed: November 5, 2003

For: CODING DEVICE AND COMMUNICATION SYSTEM USING THE SAME

The owner, Koninklijke Philips Electronics N.V. of the entire interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,671,851. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Please charge Deposit Account 14-1270, the terminal disclaimer fee under 37 CFR 1.20(d).

The undersigned is an attorney of record.


Signature

3/22/05

Date

Dican Haislan, Reg. No. 39,703

Typed or printed name

04/13/2005 DHALL1

00000006 191013 10702139

01 FC:1814

130.00 DA

BEST AVAILABLE COPY